GIVE OPINION IN LAW CASES

Supreme Court Hands Down Lengthy Opinion in Suit Affeeting Assessments.

THE COURT WAS UNANIMOUS

Held That the Curative Act Passed By the Legislature

The Supreme Court on yesterday handed down the decision in the cases known as the assessment cases, which have been watched by lawyers and laymen with intense interest.

Judge Keith, the president of the court, wrote the opinion, which covers all three cases, viz.: Whitlock and Others vs. Hawkins, Commissioner, from the Law and Equity Court of the City of Richmond; O'Flaherty, Substitute Trustees, vs. Commonwealth, from the Hustings Court of this city; and the petition for mandamus in Cannon and Others vs. Hawkins, Commissioner, originating in the Supreme Court.

Hawkins, Commissioner, originating in the Supreme Court.

These cases called in question the validity of two acts of the Legislature, providing for the assessment of the value of the lands and lots in the State of Virginia, to be used as a basis for the levy of taxes. The first of these acts was passed on December 10, 1992.

Cutating Act Curative Act.

Curative Act.

To meet this situation the Legislature passed a curative act on March 17, 1906, by which it re-enactor, further, that "all assessments and all other acts of every kind which have been made or done" in compilance with the terms of the act of December, 1903, "are hereby confirmed and declared to be as valid and finding as they or like assessments and acts would be if done under this act."

The law was attacked first upon the ground that it violates the provision of the State constitution, that, no law shall embrace more than one object, which shall be expressed in its title.

It was claimed that the act of March 17, 1906, takes property without due process of law, because it did not afford an opportunity of appearing and contesting before any court the validity and justice of the assessment. Section 444 of the act of December 10, 1903, found to be invalid, was amended by an act of March 15, 1904, providing that any person feeling aggrieved might apply to the

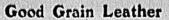
March 19, 1904, providing that any person feeling aggrieved might apply to the court at any time prior to the first day of February of the second year after the assessment to have the same corrected, but the curative act of March 17, 1906, in amending and re-enacting the act of December 10, 1903, also amended and re-



Our neckwear can step up and speak for itself. You couldn't find a better assortment in any store in town. Every conceivable shape of collar and a multitude of spring shades and shapes in neckties are here. Collars, Arrow brand, 2 for 25c See our large window display of Collars to-day.

Cuffs, per pair, 15c, 2 for 25c Neckties, 25c, 50c and \$1

POINDEXTER-KIRK-PARRISH CO TAILORS, HATTERS, FURNISHERS, 412 EAST BROAD STREET.





our Oxfords. For the leather, after all, is the chief thing in a shoe. Everything depends upon its strength, softness, pliability and comfort to the foot. We have the newest styles in Foot-wear for young and old, made on the most modern lasts and neat in appearance. They are as comfortable as

they are handsome, and are offered at low prices. See the famous E Z Oxfords.

SYCLE'S

enacted section 444 so as to provide for application to the courts before the first day of February of the year next succeeding such assessment. The assessment in controversy having been made in 1906 and the curative act having been passed in March, 1906, the time for applying for relief from the assessment of 1905 had passed, and no opportunity was given those feeling aggrieved under that assessment to have a hearing in court. The opinion says, "To give this feature of the law a retrospective operation would, therefore, lead to a manifest absurdity, and such a construction will not be adopted by the courts."

Decision of Court.

. Decision of Court.

This is the substance of the decision of the court: The act of December 10, 1903, providing for the assessment of Innds and lots in the State, which was passed in pursuance of a requirement of the Constitution and published by authority among the statutes, and under which assessors were appointed by the courts, qualified and actually assessed the lands, is nell and void by reason of an infirmity in the method in which it was passed. That act being void, it is declared that the law was in force as it existed on and before the 10th of December, 1903, under which assessors were appointed by the County Courts; that the jurisdiction to appoint assessors, theretofore existing in the County Courts, was, by an act approved February 9, 1904, vested in the Circuit Courts, and that the assessors appointed are, therefore, both de-

act approved February 3, 1804, vested in the Circuit Courts, and that the assessors appointed are, therefore, both de jure and de facto officers. Assessments were made by these assessors in accordance with the terms of the act of December 10, 1903, they assuming that that was the law by which they were to be guided and controlled.

The infirmity in that law having been discovered, the Legislature re-enacted the law, and in the same act declared all assessments and all other acts of every kind made or done in compliance with the terms of the act of December 19, 1903, "are hereby confirmed and declared to be as valid-and, binding as they or like assessments and acts would be if done under this act."

Section 444 of the curative act "is to be construed prospectively and as applicable only to future assessments, because to give to it a retrospective operation would not only hyolve an absurdity, but would render the very thing which the Legislature undertook to do unconstitutional and void, and therefore that construction is adopted which gives the act a rational and sensible effect, and, by preserving to past transactions the remedy existing at the time those acts were done, relieves the curative act of the or serving to past the time those acts were done, relieves the curative act of the taint of unconstitutionality which would attach to it if, no provision were made to enable persons aggrieved by the assessment to resort to the courts for re-

The act of March 17, 1996, is for these reasons held to be a valid and constitu-tional exercise of legislative authority, and to operate to validate the assess-ments under the act of December 10,

Baptist Council Tuesday.

A meeting of the Baptist Council will be held at the First Baptist Church on Tuesday night, April 24th, at 8:30 o'clock.

WILL ERECT HOUSE FOR D. A. R. AT JAMESTOWN

Sir Walter Raleigh's Birthplace to Be Reproduced-Mr. Purcell Returns.

home yesterday from Washington, where she had attended the D. A. R. convention as one of the delegates from Richmond. Mrs. Purcell took a prominent part in the national assembly of the Daughters of the Revolution, and was chairman of the Jamestown Exposition

committee. Seen last night, Mrs. Purcell said that the congress was a glorious success, being of the best ever held. The San Prancisco disaster was discussed before the body and an appropriation of \$1.000 was unanimously voted to the suffer-

The convention also appropriated shows for the erection of a house on the lot adjoining the old churchyard at Jamestown, which is a part of the property of the A. P. V. A. The building will be a reproduction of the house in which Sir Waiter Raleigh was born, which stands at Devonshire, England. The plans have already been prepared by an architect in England and the work on this side will be in the hands of Mr. Albert F. Huntt, of this city.

of this city.
The other delegates who went from this city with Mrs. Purcell were Miss Roberta Allen, Miss Lucy Clair Atkinson and Mrs. H. C. Jones.

STRIKE-BREAKERS.

One of Them Attacked By Strik

One of Them Attacked By Strissing Linemen.

(Special to The Times-Dispatch.)

NORPOLIK, VA., April 2.—R. L. Tomlin, a strike-breaker for the Southern Bell Telephone Company, was assaulted on a street here to night, it is alleged, by strikers. His face was badly battered Joe Webber, one of the striking linemen, charged with participation in the assault, was arrested and locked up.

The Southern Bell had nine strike-breaking linemen at work to-day.

Old Suit Brought to End.

By a decree entered on yesterday in he United States Circuit Court, the long pending suit of Lorillard vs. R. A. Pat-terson Totacco Company was brought to a close.

It is understood that the recent deci-sion of Judge Goff was unimportant in its practical results, as the trade-mark rights of Lorillard were limited to a rights of Lorinard were initial to a find in the red tin tag, three quarters of an inch or less in diameter, affixed to plug to-beco, and that a red tin tag of a large size, or a red paper tag, or the presentation of such tag on puckages of tobacco, can be still used by the defendant company. pany.

It is said that Lucky Strike goods in

plug form has been superseded almost entirely by the cut plug package, which

entirely by the cut plug package, which was not affected by Judge Goff's decision, as some hite thought.

It was contended by Lorllard that any round red tag, either of paper or tin, or any representation of either, attached to any sort of tobacco, would be an infringement of their "Climax" red the trade-mark, but, as indicated above, such determine refered by the court. claim was rejected by the court.

News of the Sick.

Mr. J. A. Monoch, who was injured on the Southern Railroad, has so much improved that he was able to leave the Retreat for the Sick yesterday.

Mr. R. B. Turner, who received a concussion of the brain by falling off his engine in the Southern Railroad yards Thursday, is suffering a great deal.

deal.

Mr. Fisher, a brother of Dr. Fisher, has left the Virginia Hospital after a spell of sickness.

Mr. Charles Johnson, a member of the

Legislature from Christiansburg, who was operated upon last week, is doing so well that he will be up again in a few

Mr. Pepper, of Christiansburg, was air. repper, of Christiansburg, wa taken to the Memorial yesterday. Dr. Wright, of Madison Courthouse, it visiting friends at the Memorial Hospital.

Dr. H. T. Miller, resident physician at the Retreet for the Side No. 1

pital.

Dr. H. T. Miller, resident physician at the Retreat for the Sick, has left for a visit to his home at Washington, Rappahannock county.

Mr. William Black, a student at Richmond College, is ill at the Retreat for the Sick.

Will Give Japanese Tea,

"A Japanese Tea" will be given by the young ladies of Fairmount for the benefit of Christ Episcopal and Fairmount Baptist Churches Wednesday, April 25th.

Greatest Blessing to Women Having Freckles or Pimples VETERANS MOVE



"For years I was sorely affilicted with pimples, freekles and splotches. I tried doctors, specialists, blood and liver medicines, and dieted myself for weeks, but the pimples got worse. I then used two packages of Nadhola and one of Egyptian Gream, just as directed, and now haven't a pimple or freekle on my face. I consider Nadhola the greatest blessing that could come to a freekled or pimpled face woman." Gratefully,

NADINOLA Is endorsed by thousands of other ladies who know it will remove freckles or pimples and beautify the complexion in ten to twenty days. Price 50 cents and \$1.00, always at the drug store. Prepared by the

National Toilet Co., Paris, Tenn.

Cow or Stock Peas

WALLERSTEIN PRODUCE CO., 10-21 S. 13th Street.

MAID AND THE MUMMY SCORES A GREAT HIT

The Maid and the Mummy, a musical comedy by Richard Calle and Robert Hood Bowers, was played at the Acad-emy last night, and made a hit. There was not a song in the piece that was not tuneful nor a line that was not

The whole performance was attractive and delighted a large audience,

CREDIT MEN TO MEET.

Session Will Be Important and Delegates Will Be Elected.

Delegates Will Be Elected.

The quarterly meeting of the Richmond Credit Men's Association will be hold at the Hotel Richmond on next Tuesday, April 24th, at \$330 o'clock P. M.

Very important business will be transacted at this meeting, and the members will be expected to express themselves to suit themselves. The committee on credit, information and adjustment bureau will report, and the election of delegates to the national convention in Baitimore, June 13, 14 and 15, will be held. The association now has seventy-five members and is rapidly growing.

Miss Ryan at Midlothian.

New National Bank.

(Special to The Times-Dispatch.)
WASHINGTON, D. C., April 21.—The
County National Bank of Lincolation, N
C., has been authorized to begin business
with \$40,000 capital, Ambrose Castner
president; R. M. Roseman, vice-president
W. E. Grigg, cashier.

How to Cure Epileptic Fits

Van Guard of Richmonders Left Yesterday to Meet Social Engagement.

LARGER PARTY TO-MORROW

Former Confederates and Their Ladies - Leave at Noon Over Southern.

The Richmond Veterans leave to-morrow at noon over the Southern Italiforal for the great Confederate reunion at New Orleans, which will be held on the 25th, 25th and 27th, The special train will carry, hesides the old soldiers, Mayor McCarthy, who goes down to help get the Carthy, who goes down to help get the convention next year for Richmond.

The train will arrive in New Orleans on the evening of the 24th, in plenty of time for the veterans to rest up for the opening ceremony on the following day. The speech of welcome and responses will be delivered on the first day, followed by memorial services, which will be conducted by the Southern Memorial Association and United Confederate Veterans, under the direction of Chaplath-General J. William Jones, of Richmond, Judge Gaunt, of the Supreme Court of Missouri, will deliver an address in the afternoon.

Reports from the commission, and other business will take up the second day. Representatives will also speak for a monument to the heroines of the civil war.

Great Parade Friday.

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Great Parade Friday.

The third day will be devoted to the great parade. At night the visitors will attend entertainments and social functions given in their honor.

The committee on arrangements of the R. E. Lee Camp. No. 1, reports that all preparations have been made for the journey to-morrow.

The correct list of all those who are going, however, will not be known until the morning of departure. It is expected that, about a hundred Richmond people, veterans and others, will meet in New Orleans.

veterans and others, will meet in New Orleans.

An advance party left yesterday for the Crescent. City in order to arrive in time to attend several receptions which are to be given in honor of the Richmond Indies.

This-party will consist of Colonel John W. Gordon, Mrs. John W. Gordon, Miss Page Royalf, Colonel Murphy, Mrs. John Murphy, Mrs. Edgar D. Taylor, Mr. Edgar D. Taylor, Mr. Edgar D. Taylor, Mrs. Helen Carr, Dr. J. N. Upshur, and Mrs. N Upshur and others.

N. Upshur, and Mrs. N Upshur and others.

Among the veterans who have been appointed to represent the Richmond camps and who will leave Monday are Commander James Vass, Mr. W. B. Freeman, Dr. W. C. P. Brock, Captain J. Taylof Stratton, Mr. D. A. Brown, Jr., Judge George L. Christian, Hon. J. Taylor Stratton, Mr. D. A. Brown, Jr., Mr. O. B. Morgan, Mr. James F. Gray, Colonel John Murphy, Mr. Gervas Storrs, Mr. Joseph Bryan, Captain John A. Curtis, Mr. Charles T. Turner, Mr. Alexander Jennings and Mr. G. W. Jarvis, The aiternates are Mr. H. M. Waithall, Mr. George T. Deun, Mr. W. E. Moore, Mr. R. L. Lynn, J. H. Krache, Mr. W. B. Lightfoot, Mr. J. J. H. Bower, Mr. R. Curtis, Mr. Charles H. Spence, Mr. F. H. Rahm, Mr. W. R. Hall, Mr. C. H. Harrington, Mr. J. S. Van Horn, Mr. J. A. Eubank, Dr. J. N. Upshur, Mr. J. A. Enbank, Dr. J. N. Upshur, Mr. A. C. Wrenn and Mr. B. M. Parham.

Bride and Bridegroom Return. Mr., and Mrs. G. W. B. Crawford, of this city, returned from their honeymoon trip yesterday. Numerous friends were on hand to give them the glad hand of congratulation on their arrival.

Mr. and Mrs. Crawford were married in Washington last Monday by the Rev. I. B. Melaurchilm and the appropriates

J. B. McLaughlin, and the announcement of their union was a surprise to their Richmond friends. Mrs. Crawford was Miss Lottie Belle Mathews.

Giannotti Faces Charge.

Joseph Glannotti, proprietor of a saloon near the Bijou Theatre, was in: Police Court yesterday morning on the specific charge of selling whiskey to a minor. His case was continued at the request of his attorney, Mr. G. K. Pollock, until May ist. H. F. Garkand, a young white boy, small of statue and with a bleached face, was down as a witness. The boy said that he was seventeen years of age. Officer Goldsby made the arrest. He found the boy drinking in the saloon.

Charges will also be made that the saloonmen sold to minors on the 10th and 14th of April and on the 28th of March.

case, which hitherto has been considered. March.

Elikir Kosine gives instant relief from the terrible epileptic fits and spasms, and makes an absolute and lasting cure, no matter how severe the case or how many dectors have pronounced it incurable. Bo not despair the circ of opilepsy or fits, title remedy ecommended for any other discussion but is guaranteed to cure this terrible afficient. Price \$1.50. Mail orders filled. The Kosine Co., Washington, D. C., or Polk Miller Drug Co.

Tired, Nervous Mothers

Make Unhappy Homes-Their Condition Irritates Both Husband and Children-How Thousands of Mothers Have Been Saved From Nervous Prostration and Made Strong and Well.



A nervous, irritable mother, often on ! the verge of hysteries, is unfit to care for children; it ruins a child's disposi-tion and reacts upon herself. The trouble between children and their mothers too often is due to the fact that the mother has some female weakthat the mother has some termine weak-ness, and she is entirely unfit to bear the strain upon her nerves that govern-ing children involves; it is impossible for her to do anything calmiy.

The ills of women act like a frebrand

Mrs. Chester Curry, Leader of the Ladies' Symphony Orchestra, 42 Sara-toga Street, East Boston, Mass., writes:

writes:
Dear Mrs. Pinkham:—

"For eight years I was troubled with extreme nervousness and hysteria, brought on by irregularities. I could nighter enjoy life nor sleep nights: I was very irritable, nervous and despondent.

"Lydia E. Pinkham's Vegetable Compound was recommended and proved to be the only remedy that helped me. I have daily improved in health until I am now strong and well, and all nervousness has disappeared."

Mrs. Charles F. Brown, Vice-President of the Mothers' Club, 21 Cedar Terrace, Hot Springs, Ark., writes:

for her to do anything callnly.

The ills of women act like a frebrand upon the nerves, consequently nine tenths of the nervous prostration nervous despondency, "the blues," sleep lessness, and nervous irritability of women arise from some derangement of the female organism.

Doyou experience fits of depression with restlessness, alternating with extreme irritability? Are your spirits easily affected, so that one minute you laugh, and the next minute you feel like erying?

Do you feel something like a ball rising in your throat and threatening to choke you; all the senses perverted, morbidly sensitive to light and sound; pain in the abdominal region, and between the shoulders; ocaring-down pains; nervous dyspepsia and almost continually cross and snappy?

If so, your nerves are in a shattered condition, and you are threatened with nervous prostration.

Proof is monumental that nothing in the world is better for nervous prostration than Lydia E. Pinkham's Vegetable Compound; Idealed to try it. I did so, and at the end of three months I was a different woman. My nervousness was all gone, I was no longer irritable, and my husband fell in love with me all over again."

Women should remember that Lydia E. Pinkham's Vegetable Compound is the medicine that holds the record for the greatest number of actual cures of female ills, and take no substitute.

Free Advice to Women.

Mrs. Pinkham's vastexperience with female troubles enables her to advice. Mrs. Pinkham's vastexperience with female troubles enables her to advice woman is set Understands a Woman's Ills.

Ask Mrs. Pinkinam's Advice-A Woman Best Understands a Woman's Ills.

A BANQUET IN HONOR. OF DA. LYON G. TYLER

Brilliant Gathering at the Williamsburg Hotel.

(Special to The Times-Dispatch.)
WILLIAMSBURG, VA., April 21.—A
bacquet in honer of Dr. Lyou G. Tyler,
celebrating the eighteenth anniversary
of his presidency of William and Mary
College, was given last evening at The
Williamsburg Hotel by the faculty of the
colege.

Williamsburg Hotel by the faculty of the colege.

The banquet was highly successful in every way and was a very brilliant affair. The entire faculty was present, and also a number of invited guests. The banquet was opened by Dr. L. B. Wharton in a short speech, presenting Dr. Tyler with a gold seal, set in diamonds, with the college engraved upon it, and the following inseription:

President Lyon G. Tyler, LL. D., March 5, 188.

From the Faculty, March 5, 198.

College of William and Mary.

Dr. Tyler replied in a lengthy and cloquent speech. Dr. J. L. Hall, toasimaster of the occasion, then proposed the following toasts, which were drunk in "fruit punch":

College," to which Dr. Charles C. Bishop replied.

College," to which Dr. Charles C. Bisnog replied.

"To the Students of William and Mary College," to which Professor H. T. Louthan replied.

"To the Ladies of Williamsburg," which was replied to by Dr. R. M. Crawford in a beautiful description of the marriage of Pocahontas.

Dr. Charles C. Bishop then concluded the exercises in a speech on "The Future of William and Mary," A sumptuous repast was served, and the occasion was one of great joility and good-will—in fact, the affair was a very appropriate one to the new era upon which the college has entered. The banquet was given as a tribute to Dr. Tyler, to whose faithful services the wonderful stride in progress that the college has taken during the eighteen years of his presidency is largely due.

is largely due.
Those present at the banquet were: Dr. and Mrs. Lyon G. Tyler and Miss Julia Tyler, Dr. and Mrs. J. L. Hall, Dr. and Mrs. T. J. Stubbs, Dr. Van F. Garrett

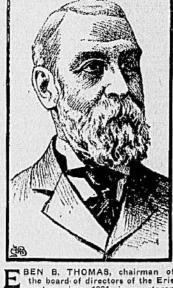
Mrs. T. J. Stubbs, Dr. Van F. Garrete and Miss Lottle Garrett, Dr. and Mrs. Charles C. Bishop, Professor H. T. Louthan, Professor Crawford and Miss Jean Mercer, Professor and Mrs. J. W. Ritchie, and Dr. L. B. Wharton and There is nothing more dainty for a picule or luncheon than Argo Red Salmon sandwiches or salad. The 'Cook Book tells you how to prepare them. Ask your grocer.

Bears the Signature Chart Hitchire.

Leaders Among Those Who Control America's Coal Supply; Some of the Men Who Represent the Operators' Viewpoint













CEORGL F. BAER has been and citil remains the prime mover in of the New York, Ontaine and Western since 1889, is a gradual to president of the Eric, one of the collectors of the Eric system of the Eric system of the Collectors of the Eric system of the Er

